

General Assembly

Committee Bill No. 2

January Session, 2021

LCO No. 4232



Referred to Committee on COMMITTEE ON CHILDREN

Introduced by: (KID)

AN ACT CONCERNING SOCIAL EQUITY AND THE HEALTH, SAFETY AND EDUCATION OF CHILDREN.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) (Effective July 1, 2021) (a) As used in this section,
- 2 "Question, Persuade and Refer (QPR) Institute Gatekeeper Training"
- 3 means an educational program designed to teach lay and professional
- 4 persons who work with youth the warning signs of a suicide crisis and
- 5 how to respond. The Youth Suicide Advisory Board, established
- 6 pursuant to section 17a-52 of the general statutes, and the Office of the
- 7 Child Advocate, shall jointly administer an evidence-based youth
- 8 suicide prevention training program in each district department of
- 9 health formed pursuant to section 19a-241 of the general statutes. The
- 10 training program shall provide certification in QPR Institute Gatekeeper
- 11 Training, utilizing a training model that will enable participants to
- 12 provide QPR Institute Gatekeeper Training to other individuals upon
- 13 completion of the training program. Such training program shall be
- offered not later than July 1, 2022, and at least once every three years
- 15 thereafter.
- 16 (b) The director of health for each district department of health shall

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17 determine the eligibility criteria for participation in the youth suicide 18 prevention training program. Participants shall be members of the 19 following groups within such district: (1) Employees of such health 20 department, (2) employees of youth service bureaus, (3) school 21 employees, as defined in section 10-222d of the general statutes, (4) 22 employees and volunteers of youth-serving organizations, (5) 23 employees and volunteers of operators of youth athletic activities, as 24 defined in section 21a-432 of the general statutes, (6) employees of 25 municipal social service agencies, (7) members of paid municipal or 26 volunteer fire departments, and (8) members of local police 27 departments. With respect to school employees, such training program 28 may be included as part of an in-service training program provided 29 pursuant to section 10-220a of the general statutes, as amended by this 30 act.

(c) Any individual who has received certification in QPR Institute Gatekeeper Training through the training program administered pursuant to subsection (a) of this section may, during the period in which such certification is valid, provide QPR Institute Gatekeeper Training to any member of a group described in subdivisions (1) to (8), inclusive, of subsection (b) of this section and members of the public.

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- 37 (d) The Youth Suicide Advisory Board and the Office of the Child 38 Advocate may contract with a nongovernmental entity that provides 39 evidence-based suicide prevention training to carry out the provisions 40 of this section.
- Sec. 2. Subsection (a) of section 20-12b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2021):
 - (a) The department may, upon receipt of a fee of one hundred ninety dollars, issue a physician assistant license to an applicant who: (1) Holds a baccalaureate or higher degree in any field from a regionally accredited institution of higher education; (2) has graduated from an accredited physician assistant program; (3) has passed the certification

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49 examination of the national commission; (4) has satisfied the mandatory 50 continuing medical education requirements of the national commission 51 for current certification by such commission, [and] which, on and after 52 January 1, 2022, shall include not less than two hours of training or 53 education, approved by the Commissioner of Public Health, on (A) 54 screening for conditions such as post-traumatic stress disorder, risk of 55 suicide, depression and grief, and (B) suicide prevention training, 56 during the first renewal period in which continuing education is 57 required and not less than once every six years thereafter, (5) has passed 58 any examination or continued competency assessment the passage of 59 which may be required by the national commission for maintenance of 60 current certification by such commission; and [(5)] (6) has completed not 61 less than sixty hours of didactic instruction in pharmacology for 62 physician assistant practice approved by the department.

Sec. 3. Subsection (a) of section 20-73b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2021):

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(a) Except as otherwise provided in this section, each physical therapist licensed pursuant to this chapter shall complete a minimum of twenty hours of continuing education during each registration period. For purposes of this section, registration period means the twelvemonth period for which a license has been renewed in accordance with section 19a-88 and is current and valid. The continuing education shall be in areas related to the individual's practice, except, on and after January 1, 2022, shall include not less than two hours of training or education on (1) screening for conditions such as post-traumatic stress disorder, risk of suicide, depression and grief, and (2) suicide prevention training, during the first registration period in which continuing education is required and not less than once every six years thereafter. Qualifying continuing education activities include, but are not limited to, courses offered or approved by the American Physical Therapy Association or the Commissioner of Public Health or any component of the American Physical Therapy Association, a hospital or other licensed

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Sec. 4. Section 20-74h of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

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Licenses for occupational therapists and occupational therapy assistants issued under this chapter shall be subject to renewal once every two years and shall expire unless renewed in the manner prescribed by regulation upon the payment of two times the professional services fee payable to the State Treasurer for class B as defined in section 33-182*l*, plus five dollars. The department shall notify any person or entity that fails to comply with the provisions of this section that the person's or entity's license shall become void ninety days after the time for its renewal unless it is so renewed. Any such license shall become void upon the expiration of such ninety-day period. The commissioner shall establish additional requirements for licensure renewal which provide evidence of continued competency, which, on and after January 1, 2022, shall include not less than two hours of training or education, approved by the Commissioner of Public Health, on (1) screening for conditions such as post-traumatic stress disorder, risk of suicide, depression and grief, and (2) suicide prevention training during the first renewal period and not less than once every six years thereafter. The holder of an expired license may apply for and obtain a valid license only upon compliance with all relevant requirements for issuance of a new license. A suspended license is subject to expiration and may be renewed as provided in this section, but such renewal shall not entitle the licensee, while the license remains suspended and until it is reinstated, to engage in the licensed activity, or in any other conduct or activity in violation of the order or judgment by which the license was suspended. If a license revoked on disciplinary grounds is reinstated, the licensee, as a condition of reinstatement, shall pay the renewal fee.

Sec. 5. (NEW) (Effective July 1, 2021) (a) As used in this section:

(1) "Contact hour" means a minimum of fifty minutes of continuing

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114 education and activities; and

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- (2) "Registration period" means the one-year period for which a license has been renewed in accordance with section 19a-88 of the general statutes and is current and valid.
- 118 (b) For registration periods beginning on and after January 1, 2022, a 119 registered nurse licensed pursuant to section 20-93 of the general 120 statutes and a licensed practical nurse licensed pursuant to section 20-121 96 of the general statutes applying for license renewal shall, during the 122 first renewal period and not less than once every six years thereafter, 123 earn not less than two contact hours of training or education on (1) 124 screening for conditions such as post-traumatic stress disorder, risk of 125 suicide, depression and grief, and (2) suicide prevention training. For 126 purposes of this section, qualifying continuing education activities 127 include, but are not limited to, courses, including on-line courses, 128 offered or approved by the American Nurses Association, Connecticut 129 Hospital Association, Connecticut Nurses Association, Connecticut 130 League for Nursing, a specialty nursing society or an equivalent 131 organization in another jurisdiction, an educational offering sponsored 132 by a hospital or other health care institution or a course offered by a 133 regionally accredited academic institution or a state or local health 134 department. The Commissioner of Public Health may grant a waiver of 135 not more than ten contact hours of continuing education for a registered 136 nurse or licensed practical nurse who: (A) Engages in activities related 137 to such nurse's service as a member of the Connecticut State Board of 138 Examiners for Nursing, established pursuant to section 20-88 of the 139 general statutes; or (B) assists the Department of Health with its duties 140 to boards and commissions as described in section 19a-14 of the general 141 statutes.
 - (c) Each registered nurse and licensed practical nurse applying for license renewal pursuant to section 19a-88 of the general statutes shall sign a statement attesting that he or she has satisfied the continuing education requirements of subsection (b) of this section on a form

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- 147 records of attendance or certificates of completion that demonstrate
- 148 compliance with the continuing education requirements of subsection
- 149 (b) of this section for a minimum of three years following the year in
- which the continuing education was completed and shall submit such
- 151 records or certificates to the department for inspection not later than
- 152 forty-five days after a request by the department for such records or
- 153 certificates.
- Sec. 6. Subsection (a) of section 20-102ee of the general statutes is
- repealed and the following is substituted in lieu thereof (*Effective July 1*,
- 156 2021):
- 157 (a) The Commissioner of Public Health shall adopt regulations, in
- accordance with the provisions of chapter 54, concerning the regulation
- of nurse's aides. Such regulations shall require a training program for
- nurse's aides of not less than one hundred hours. Not less than seventy-
- 161 five of such hours shall include, but not be limited to, basic nursing
- 162 skills, personal care skills, care of cognitively impaired residents,
- recognition of mental health and social service needs, basic restorative
- services and residents' rights. Not less than twenty-five of such hours
- 165 shall include, but not be limited to, specialized training in
- 166 understanding and responding to challenging behaviors related to
- physical, psychiatric, psychosocial and cognitive disorders. On and after
- 168 January 1, 2022, not less than two of such hours shall include screening
- 169 for conditions such as (1) post-traumatic stress disorder, risk of suicide,
- depression and grief, and (2) suicide prevention training from training
- or education providers approved by the commissioner.
- Sec. 7. Subsection (b) of section 20-185k of the general statutes is
- 173 repealed and the following is substituted in lieu thereof (*Effective July 1*,
- 174 2021):
- (b) A license issued under this section may be renewed annually. The
- 176 license shall be renewed in accordance with the provisions of section
- 177 19a-88, for a fee of one hundred seventy-five dollars. Each behavior

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- analyst applying for license renewal shall furnish evidence satisfactory
- to the commissioner of (1) having current certification with the Behavior
- 180 Analyst Certification Board, and (2) on and after January 1, 2022,
- 181 <u>completing not less than two hours of training or education, approved</u>
- by the Commissioner of Public Health, on (A) screening for conditions
- 183 <u>such as post-traumatic stress disorder, risk of suicide, depression and</u>
- grief, and (B) suicide prevention training during the first renewal period
- and not less than once every six years thereafter.
- Sec. 8. Subsection (f) of section 20-195ttt of the general statutes is
- repealed and the following is substituted in lieu thereof (*Effective July 1*,
- 188 2021):
- (f) A certification issued under this section may be renewed every
- 190 three years. The license shall be renewed in accordance with the
- 191 provisions of section 19a-88 for a fee of one hundred dollars. Each
- 192 certified community health worker applying for license renewal shall
- 193 furnish evidence satisfactory to the commissioner of having completed
- 194 a minimum of thirty hours of continuing education requirements,
- including two hours focused on cultural competency, systemic racism
- or systemic oppression, [and] two hours focused on social determinants
- of health and on and after January 1, 2022, two hours of training on (1)
- 198 screening for conditions such as post-traumatic stress disorder, risk of
- 199 <u>suicide, depression and grief, and (2) suicide prevention training,</u>
- 200 provided by training or education providers approved by the
- 201 Commissioner of Public Health.
- Sec. 9. Subsections (d) and (e) of section 20-206mm of the general
- 203 statutes are repealed and the following is substituted in lieu thereof
- 204 (Effective July 1, 2021):
- 205 (d) On or after January 1, 2020, each person seeking certification as an
- 206 emergency medical responder, emergency medical technician or
- advanced emergency medical technician shall apply to the department
- 208 on forms prescribed by the commissioner. Applicants for certification
- 209 shall comply with the following requirements: (1) For initial

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determines are equal to or greater than those in this state, or (B) holds a current certification as an emergency medical responder, emergency medical technician or advanced emergency medical technician from the national organization for emergency medical certification.

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(e) On or after January 1, 2020, each person seeking certification as an emergency medical services instructor shall apply to the department on forms prescribed by the commissioner. Applicants for certification shall comply with the following requirements: (1) For initial certification, an applicant shall present evidence satisfactory to the commissioner that the applicant (A) is currently certified by the department as an emergency medical technician or advanced emergency medical technician or licensed by the department as a paramedic, (B) has completed a program of training as an emergency medical instructor based on current national education standards within the prior two years, (C) has completed twenty-five hours of teaching activity under the supervision of a currently certified emergency medical services instructor, (D) has completed written and practical examinations as prescribed by the commissioner, (E) has no pending disciplinary action or unresolved complaints against the applicant, and (F) effective on a date prescribed by the commissioner, presents documentation satisfactory to the commissioner that the applicant is currently certified as an emergency medical technician, advanced emergency medical technician or paramedic by the national organization for emergency medical certification, or (2) for renewal certification, an applicant shall present evidence satisfactory to the commissioner that the applicant (A) has successfully completed continuing education and teaching activity as required by the department, which, on and after January 1, 2022, shall include not less than two hours of training or education, approved by the Commissioner of Public Health, on (i) screening for conditions such as post-traumatic stress disorder, risk of suicide, depression and grief, and (ii) suicide prevention training, during the first renewal period and not less than once every six years thereafter, (B) maintains current certification by the department as an emergency medical technician, advanced emergency medical technician or licensure by the department

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as a paramedic, and (C) effective on a date as prescribed by the commissioner, presents documentation satisfactory to the commissioner that the applicant is currently certified as an emergency medical technician, advanced emergency medical technician or paramedic by the national organization for emergency medical certification.

- Sec. 10. Section 19a-14c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2021):
- 286 (a) For the purposes of this section, "outpatient mental health 287 treatment" means the treatment of mental disorders, emotional 288 problems or maladjustments with the object of (1) removing, modifying 289 or retarding existing symptoms; (2) improving disturbed patterns of 290 behavior; and (3) promoting positive personality growth and 291 development. Treatment shall not include prescribing or otherwise 292 dispensing any medication which is a legend drug as defined in section 293 20-571.

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(b) A psychiatrist licensed pursuant to chapter 370, a psychologist licensed pursuant to chapter 383, an independent social worker certified pursuant to chapter 383b or a marital and family therapist licensed pursuant to chapter 383a may provide outpatient mental health treatment to a minor without the consent or notification of a parent or guardian at the request of the minor if (1) requiring the consent or notification of a parent or guardian would cause the minor to reject such treatment; (2) the provision of such treatment is clinically indicated; (3) the failure to provide such treatment would be seriously detrimental to the minor's well-being; (4) the minor has knowingly and voluntarily sought such treatment; and (5) in the opinion of the provider of treatment, the minor is mature enough to participate in treatment productively. The provider of such treatment shall document the reasons for any determination made to treat a minor without the consent or notification of a parent or guardian and shall include such documentation in the minor's clinical record, along with a written

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statement signed by the minor stating that (A) [he] the minor is voluntarily seeking such treatment; (B) [he] the minor has discussed with the provider the possibility of involving his or her parent or guardian in the decision to pursue such treatment; (C) [he] the minor has determined it is not in his or her best interest to involve his or her parent or guardian in such decision; and (D) [he] the minor has been given adequate opportunity to ask the provider questions about the course of his or her treatment.

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(c) [After the sixth session of outpatient mental health treatment provided to a minor pursuant to this section, the provider of such treatment shall notify the minor that the consent, notification or involvement of a parent or guardian is required to continue treatment, unless such a requirement would be seriously detrimental to the minor's well-being. If the provider determines such a requirement would be seriously detrimental to the minor's well-being, he shall document such determination in the minor's clinical record, review such determination every sixth session thereafter and document each such review. If the provider determines such a requirement would no longer be seriously detrimental to the minor's well-being, he shall require the consent, notification or involvement of a parent or guardian as a condition of continuing treatment.] (1) Except as otherwise provided in subdivision (2) of this subsection, a minor may request and receive as many outpatient mental health treatment sessions as necessary without the consent or notification of a parent or guardian. No provider shall notify a parent or guardian of treatment provided pursuant to this section or disclose any information concerning such treatment to a parent or guardian without the consent of the minor.

(2) A provider may notify a parent or guardian of treatment provided pursuant to this section or disclose certain information concerning such treatment without the consent of the minor who receives such treatment provided (A) such provider determines such notification or disclosure is necessary for the minor's well-being, (B) the treatment provided to the minor is solely for mental health and not for a substance use disorder,

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343 and (C) the minor is provided an opportunity to express any objection 344 to such notification or disclosure. The provider shall document his or 345 her determination concerning such notification or disclosure and any 346 objections expressed by the minor in the minor's clinical record. A 347 provider may disclose to a minor's parent or guardian the following information concerning such minor's outpatient mental health 348 349 treatment: (i) Diagnosis; (ii) treatment plan and progress in treatment; 350 (iii) recommended medications, including risks, benefits, side effects, typical efficacy, dose and schedule; (iv) psychoeducation about the 351 minor's mental health; (v) referrals to community resources; (vi) 352 353 coaching on parenting or behavioral management strategies; and (vii) 354 crisis prevention planning and safety planning. A provider shall release a minor's entire clinical record to another provider upon the request of 355 356 the minor or such minor's parent or guardian.

- (d) A parent or guardian who is not informed of the provision of outpatient mental health treatment for his <u>or her</u> minor child pursuant to this section shall not be liable for the costs of the treatment provided.
- Sec. 11. Subsection (a) of section 10-148a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2021):

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(a) For the school year commencing July 1, [2019] 2021, and each school year thereafter, each certified employee shall participate in a program of professional development. Each local and regional board of education shall make available, annually, at no cost to its certified employees, a program of professional development that is not fewer than eighteen hours in length, of which a preponderance is in a small group or individual instructional setting. Such program of professional development shall (1) be a comprehensive, sustained and intensive approach to improving teacher and administrator effectiveness in increasing student knowledge achievement, (2) focus on refining and improving various effective teaching methods that are shared between and among educators, (3) foster collective responsibility for improved

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Sec. 12. Subsection (b) of section 10-220a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

to (5), inclusive, of this subsection.

(b) Not later than a date prescribed by the commissioner, each local and regional board of education shall establish a professional committee. development and evaluation Such professional development and evaluation committee shall consist of (1) at least one teacher, as defined in subsection (a) of section 10-144d, selected by the exclusive bargaining representative for certified employees chosen pursuant to section 10-153b, (2) at least one administrator, as defined in subsection (a) of section 10-144e, selected by the exclusive bargaining representative for certified employees chosen pursuant to section 10-153b, and (3) such other school personnel as the board deems appropriate. The duties of such committees shall include, but not be limited to, participation in the development or adoption of a teacher evaluation and support program for the district, pursuant to section 10-151b, and the development, evaluation and annual updating of a

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comprehensive local professional development plan for certified employees of the district. Such plan shall: (A) Be directly related to the educational goals prepared by the local or regional board of education pursuant to subsection (b) of section 10-220, as amended by this act, (B) on and after July 1, [2011] 2021, be developed with full consideration of the priorities and needs related to student social-emotional learning, in accordance with the provisions of section 10-148a, as amended by this act, and student academic outcomes as determined by the State Board of Education, [and] (C) provide for the ongoing and systematic assessment and improvement of both teacher evaluation and professional development of the professional staff members of each such board, including personnel management and evaluation training or experience for administrators, [shall] and (D) be related to regular and special student needs and may include provisions concerning career incentives and parent involvement. The State Board of Education shall develop guidelines to assist local and regional boards of education in determining the objectives of the plans and in coordinating staff development activities with student needs and school programs.

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Sec. 13. Subsection (b) of section 10-220 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2021):

(b) The board of education of each local or regional school district shall, with the participation of parents, students, school administrators, teachers, citizens, local elected officials and any other individuals or groups such board shall deem appropriate, prepare a statement of educational goals for such local or regional school district. The statement of goals shall be consistent with state-wide goals pursuant to subsection (c) of section 10-4 and include goals for the integration of principles and practices of social-emotional learning in the program of professional development for the school district, in accordance with the provisions of section 10-148a, as amended by this act, and career placement for students who do not pursue an advanced degree immediately after graduation. Each local or regional board of education

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shall annually establish student objectives for the school year which relate directly to the statement of educational goals prepared pursuant to this subsection and which identify specific expectations for students in terms of skills, knowledge and competence.

Sec. 14. Subsection (f) of section 10-221 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2021):

(f) (1) Not later than September 1, 1998, each local and regional board of education shall develop, adopt and implement written policies and procedures to encourage parent-teacher communication. These policies and procedures may include monthly newsletters, required regular contact with all parents, flexible parent-teacher conferences, drop-in hours for parents, home visits and the use of technology such as homework hot lines to allow parents to check on their children's assignments and students to get assistance if needed. For the school year commencing July 1, 2010, and each school year thereafter, such policies and procedures shall require the district to conduct two flexible parent-teacher conferences for each school year.

(2) For the school year commencing July 1, 2021, and each school year thereafter, the policies and procedures described in subdivision (1) of this subsection shall require the district to (A) offer parents the option of attending any parent-teacher conference by telephone, video conference or on a virtual platform, (B) conduct one parent-teacher conference, in addition to those required pursuant to subdivision (1) of this subsection, during periods when such district conducts school sessions on a virtual platform or as part of a remote learning model for more than three consecutive weeks, and one additional parent-teacher conference every six months thereafter if such sessions continue to be conducted on such platform or as part of such model, and (C) obtain from each student's parent the name and contact information of an emergency contact person who may be contacted if the student's parent cannot be reached to schedule a parent-teacher conference required

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pursuant to subparagraph (B) of this subdivision.

(3) On and after January 1, 2022, such policies and procedures shall require (A) a teacher conducting a parent-teacher conference pursuant to subparagraph (B) of subdivision (2) of this subsection to make an effort to assess the student's safety in the student's home and inquire into any hardships the student's family may be experiencing, and if such teacher determines that such family may benefit from being provided the information contained in the document developed pursuant to section 15 of this act, provide a copy of such document to such parent, and (B) if a teacher is unable to make contact with a student's parent in order to schedule a parent-teacher conference required pursuant to subparagraph (B) of subdivision (2) of this subsection after making three attempts, such teacher shall report such inability to the school principal, school counselor or other school administrator designated by the local or regional board of education. Such principal, counselor or administrator shall contact the emergency contact person designated by the student's parent pursuant to subparagraph (C) of subdivision (2) of this subsection to ascertain such student and family's health and safety.

Sec. 15. (NEW) (Effective from passage) Not later than December 1, 2021, the Department of Education shall develop, and annually update, a document for use by local and regional boards of education that provides information concerning safety, mental health and food insecurity resources and programs available for students and their families. Such document shall contain, but need not be limited to, (1) providers of such resources and programs, including, but not limited to, the Department of Children and Families, the Department of Mental Health and Addiction Services, the United Way of Connecticut and local food banks, (2) descriptions of the relevant resources and programs offered by each provider, including, but not limited to, the "Talk it Out" program administered by the Department of Children and Families, (3) contact information for each provider, resource and program, and (4) relevant Internet web sites. The Department of Education shall annually distribute such document electronically to each local and regional board

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Sec. 16. (NEW) (*Effective from passage*) For the school year commencing July 1, 2021, and each school year thereafter, a local or regional board of education may authorize instruction to students in grades nine to twelve, inclusive, to be provided on a virtual platform or as part of a remote learning model, provided such board (1) receives permission for such instruction from the Commissioner of Education, and (2) specifies the requirements for what constitutes student attendance during such instruction.

- Sec. 17. Section 10-16 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):
- 517 Each school district shall provide in each school year no less than one 518 hundred and eighty days of actual school sessions for grades 519 kindergarten to twelve, inclusive, nine hundred hours of actual school 520 work for full-day kindergarten and grades one to twelve, inclusive, and 521 four hundred and fifty hours of half-day kindergarten, provided school 522 districts shall not count more than seven hours of actual school work in 523 any school day towards the total required for the school year. 524 Instruction that is conducted on a virtual platform or as part of a remote 525 learning model shall be considered an actual school session for purposes of this section, provided the Commissioner of Education has granted 526 527 permission for such instruction. If weather conditions result in an early 528 dismissal or a delayed opening of school, a school district which 529 maintains separate morning and afternoon half-day kindergarten 530 sessions may provide either a morning or afternoon half-day 531 kindergarten session on such day.
- Sec. 18. Section 10-198b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):
- On or before July 1, 2012, the State Board of Education shall define "excused absence" and "unexcused absence". [, and on] <u>On</u> or before January 1, 2016, the State Board of Education shall define "disciplinary

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- Sec. 19. (NEW) (*Effective July 1, 2021*) For the school year commencing July 1, 2021, and each school year thereafter, a local or regional board of education shall permit any student enrolled in grades kindergarten to twelve, inclusive, to take up to four mental health wellness days during the school year, during which day such student shall not be required to attend school.
- Sec. 20. Section 10-10a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):
 - (a) As used in this section:

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- (1) "Adverse childhood experience" means a potentially traumatic event occurring in childhood, including, but not limited to, (A) experiencing or witnessing violence, abuse, neglect, substance misuse, a suicide attempt or death by suicide, or (B) experiencing instability due to parental separation or incarceration.
- [(1)] (2) "Teacher" means any certified professional employee below the rank of superintendent employed by a board of education for at least ninety days in a position requiring a certificate issued by the State Board of Education; and
- [(2)] (3) "Teacher preparation program" means a program designed

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- (b) The Department of Education shall develop and implement a state-wide public school information system. The system shall be designed for the purpose of establishing a standardized electronic data collection and reporting protocol that will facilitate compliance with state and federal reporting requirements, improve school-to-school and information district-to-district exchanges, and maintain confidentiality of individual student and staff data. The initial design shall focus on student information, provided the system shall be created to allow for future compatibility with financial, facility and staff data. The system shall provide for the tracking of the performance of individual students on each of the state-wide mastery examinations under section 10-14n in order to allow the department to compare the progress of the same cohort of students who take each examination and to better analyze school performance. The department shall assign a unique student identifier to each student prior to tracking the performance of a student in the public school information system.
 - (c) The state-wide public school information system shall:
- (1) Track and report data relating to student, teacher and school and district performance growth and make such information available to local and regional boards of education for use in evaluating educational performance and growth of teachers and students enrolled in public schools in the state. Such information shall be collected or calculated based on information received from local and regional boards of education and other relevant sources. Such information shall include, but not be limited to:
- (A) In addition to performance on state-wide mastery examinations pursuant to subsection (b) of this section, data relating to students shall include, but not be limited to, (i) the primary language spoken at the

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home of a student, (ii) student transcripts, (iii) student attendance and student mobility, (iv) reliable, valid assessments of a student's readiness to enter public school at the kindergarten level, [and] (v) data collected, if any, from the preschool experience survey, described in section 10-515, and (vi) data collected concerning adverse childhood experiences suffered by students;

- (B) Data relating to teachers shall include, but not be limited to, (i) teacher credentials, such as master's degrees, teacher preparation programs completed and certification levels and endorsement areas, (ii) teacher assessments, such as whether a teacher is deemed highly qualified pursuant to the No Child Left Behind Act, P.L. 107-110, or deemed to meet such other designations as may be established by federal law or regulations for the purposes of tracking the equitable distribution of instructional staff, (iii) the presence of substitute teachers in a teacher's classroom, (iv) class size, (v) numbers relating to absenteeism in a teacher's classroom, and (vi) the presence of a teacher's aide. The department shall assign a unique teacher identifier to each teacher prior to collecting such data in the public school information system;
- (C) Data relating to schools and districts shall include, but not be limited to, (i) school population, (ii) annual student graduation rates, (iii) annual teacher retention rates, (iv) school disciplinary records, such as data relating to suspensions, expulsions and other disciplinary actions, (v) the percentage of students whose primary language is not English, (vi) the number of and professional credentials of support personnel, (vii) information relating to instructional technology, such as access to computers, and (viii) disaggregated measures of school-based arrests pursuant to section 10-233n.
- (2) Collect data relating to student enrollment in and graduation from institutions of higher education for any student who had been assigned a unique student identifier pursuant to subsection (b) of this section, provided such data is available.

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(3) Develop means for access to and data sharing with the data systems of public institutions of higher education in the state.

- (d) On or before July 1, 2011, and each year thereafter until July 1, 2013, the Commissioner of Education shall report, in accordance with the provisions of section 11-4a, to the joint standing committee of the General Assembly having cognizance of matters relating to education on the progress of the department's efforts to expand the state-wide public school information system pursuant to subsection (c) of this section. The report shall include a full statement of those data elements that are currently included in the system and those data elements that will be added on or before July 1, 2013.
- (e) The system database of student information shall not be considered a public record for the purposes of section 1-210. Nothing in this section shall be construed to limit the ability of a full-time permanent employee of a nonprofit organization that is exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as from time to time amended, and that is organized and operated for educational purposes, to obtain information in accordance with the provisions of subsection (h) of this section.
- (f) All school districts shall participate in the system, and report all necessary information required by this section, provided the department provides for technical assistance and training of school staff in the use of the system.
- (g) Local and regional boards of education and preschool programs which receive state or federal funding shall participate, in a manner prescribed by the Commissioner of Education, in the state-wide public school information system described in subsection (b) of this section. Participation for purposes of this subsection shall include, but not be limited to, reporting on (1) student experiences in preschool by program type and by numbers of months in each such program, and (2) the readiness of students entering kindergarten and student progress in

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- (h) On and after August 1, 2009, upon receipt of a written request to access data maintained under this section by a full-time permanent employee of a nonprofit organization that is exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as from time to time amended, and that is organized and operated for educational purposes, the Department of Education shall provide such data to such requesting party not later than sixty days after such request, provided such requesting party shall be responsible for the reasonable cost of such request. The Department of Administrative Services shall monitor the calculation of such fees charged for access to or copies of such records to ensure that such fees are reasonable and consistent with those charged by other state agencies. The Department of Education shall respond to written requests under this section in the order in which they are received.
- (i) The superintendent of schools of a school district, or his or her designee, may access information in the state-wide public school information system regarding the state-wide mastery examination under section 10-14n. Such access shall be for the limited purpose of determining examination dates, examination scores and levels of student achievement on such examinations for students enrolled in or transferring to the school district of such superintendent.
- Sec. 21. Subsection (c) of section 10-220 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):
 - (c) Annually, each local and regional board of education shall submit to the Commissioner of Education a strategic school profile report for each school and school or program of alternative education, as defined in section 10-74j, under its jurisdiction and for the school district as a whole. The superintendent of each local and regional school district

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shall present the profile report at the next regularly scheduled public meeting of the board of education after each November first. The profile report shall provide information on measures of (1) student needs, (2) school resources, including technological resources and utilization of such resources and infrastructure, (3) student and school performance, including in-school suspensions, out-of-school suspensions and expulsions, the number of truants, as defined in section 10-198a, and chronically absent children, as defined in section 10-198c, (4) the number of students enrolled in an adult high school credit diploma program, pursuant to section 10-69, operated by a local or regional board of education or a regional educational service center, (5) equitable allocation of resources among its schools, (6) reduction of racial, ethnic and economic isolation, (7) special education, [and] (8) school-based arrests, as defined in section 10-233n, and (9) adverse childhood experiences, as defined in section 10-10a, as amended by this act, suffered by students. For purposes of this subsection, measures of special education include (A) special education identification rates by disability, (B) rates at which special education students are exempted from mastery testing pursuant to section 10-14q, (C) expenditures for special education, including such expenditures as a percentage of total expenditures, (D) achievement data for special education students, (E) rates at which students identified as requiring special education are no longer identified as requiring special education, (F) the availability of supplemental educational services for students lacking basic educational skills, (G) the amount of special education student instructional time with nondisabled peers, (H) the number of students placed out-of-district, and (I) the actions taken by the school district to improve special education programs, as indicated by analyses of the local data provided in subparagraphs (A) to (H), inclusive, of this subdivision. The superintendent shall include in the narrative portion of the report information about parental involvement and any measures the district has taken to improve parental involvement, including, but not limited to, employment of methods to engage parents in the planning and improvement of school programs and methods to increase

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support to parents working at home with their children on learning activities. For purposes of this subsection, measures of truancy include the type of data that is required to be collected by the Department of Education regarding attendance and unexcused absences in order for the department to comply with federal reporting requirements and the actions taken by the local or regional board of education to reduce truancy in the school district. Such truancy data shall be considered a public record, as defined in section 1-200.

Sec. 22. Section 17a-10a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

- (a) The Commissioner of Children and Families shall ensure that a child placed in the care and custody of the commissioner pursuant to an order of temporary custody or an order of commitment is provided visitation with such child's parents and siblings, unless otherwise ordered by the court. In the event of a pandemic or outbreak of a communicable disease and (1) the Governor has made a declaration of a public health emergency pursuant to section 19a-131a, due to such pandemic or outbreak, or (2) the commissioner determines that such pandemic or outbreak has rendered visitation a risk to the health of such child or such child's parents or siblings, such child shall be provided opportunities to communicate with such child's parents and siblings by video conference or on a virtual platform in lieu of visitation, for the duration of the Governor's declaration, or, if no declaration was made or such declaration has been terminated, until such time as the commissioner determines such risk has abated.
- (b) The commissioner shall ensure that such child's visits with his or her parents, or opportunities to communicate with such child's parents and siblings by video conference or on a virtual platform, shall occur as frequently as reasonably possible, based upon consideration of the best interests of the child, including the age and developmental level of the child, and shall be sufficient in number and duration to ensure continuation of the relationship.

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(c) If such child has an existing relationship with a sibling and is separated from such sibling as a result of intervention by the commissioner including, but not limited to, placement in a foster home or in the home of a relative, the commissioner shall, based upon consideration of the best interests of the child, ensure that such child has access to and visitation rights with such sibling throughout the duration of such placement. In determining the number, frequency and duration of sibling visits, the commissioner shall consider the best interests of each sibling, given each child's age and developmental level and the continuation of the sibling relationship. If the child and his or her sibling both reside within the state and within fifty miles of each other, the commissioner shall, within available appropriations, ensure that such child's visits with his or her sibling occur, on average, not less than once per week, unless the commissioner finds that the frequency of such visitation is not in the best interests of each sibling.

(d) Not later than January 1, 2022, the commissioner shall develop a policy that requires the temporary cessation of in-person visitation provided pursuant to this section, on a case-by-case basis, in the event that a child or such child's parent or sibling is seriously ill due to a communicable disease, and visitation could result in the contraction of such disease by one or more participants in the visitation. Such policy shall require that such child shall be provided an opportunity to communicate with such child's parents and siblings by video conference or on a virtual platform in lieu of such visitation. The commissioner shall define "seriously ill" and "communicable disease" for the purposes of carrying out this subsection.

[(d)] (e) The commissioner shall include in each child's case record information relating to the factors considered in making visitation determinations pursuant to this section. If the commissioner determines that such visits are not in the best interests of the child, that the occurrence of, on average, not less than one visit per week with his or her sibling is not in the best interests of each sibling, or that the number, frequency or duration of the visits requested by the child's attorney or

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guardian ad litem is not in the best interests of the child, the commissioner shall include the reasons for such determination in the child's case record.

- [(e)] (f) On or before October first of each year, the commissioner shall report, in accordance with the provisions of section 11-4a, to the joint standing committee of the General Assembly having cognizance of matters relating to children, data sufficient to demonstrate compliance with subsections (a), (c) and [(d)] (e) of this section. Such data shall include the total annual number of children in out-of-home placements who have siblings, the total number of child cases with documented sibling visitation and the number of individual siblings involved in each case.
- Sec. 23. Section 17a-103a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):
 - (a) The Commissioner of Children and Families shall establish and operate the telephone Careline for child abuse and neglect that shall be dedicated to receive reports of child abuse or neglect and to provide information concerning child abuse or neglect. The Careline shall accept all reports of child abuse or neglect regardless of the relationship of the alleged perpetrator to the child who is the alleged victim and regardless of the alleged perpetrator's affiliation with any organization or other entity in any capacity. The commissioner shall classify and evaluate all reports pursuant to the provisions of section 17a-101g.
 - (b) Not later than July 1, 2022, the Commissioner of Children and Families shall expand the operation of the telephone Careline to accommodate the receipt and provision of information concerning child abuse or neglect by text message.
 - Sec. 24. (NEW) (*Effective July 1, 2021*) Except where the Commissioner of Children and Families, or the commissioner's designee, has authorized the immediate removal of a child from such child's home pursuant to subsection (e) of section 17a-101g of the general statutes, the

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Sec. 25. (NEW) (*Effective July 1, 2021*) Not later than July 1, 2022, the Commissioner of Early Childhood shall develop and implement a plan to expand the birth-to-three program, established pursuant to section 17a-248b of the general statutes, as amended by this act, to provide early intervention services to children five years of age and under. The commissioner may adopt regulations in accordance with chapter 54 of the general statutes to implement the provisions of this section.

requested by such parent or guardian.

- Sec. 26. Section 17a-248 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):
- As used in this section and sections 17a-248b to 17a-248g, inclusive, as amended by this act, 38a-490a, as amended by this act, and 38a-516a, as amended by this act, unless the context otherwise requires:
- (1) "Commissioner" means the Commissioner of Early Childhood.
- (2) "Council" means the State Interagency [Birth-to-Three] <u>Birth-to-Five</u> Coordinating Council established pursuant to section 17a-248b, as amended by this act.

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(3) "Early intervention services" means early intervention services, as defined in 34 CFR Part 303.13, as from time to time amended, and similar services that are appropriate for children who are four and five years of age.

- (4) "Eligible children" means children from birth to [thirty-six months] <u>five years</u> of age, who are not eligible for special education and related services pursuant to sections 10-76a to 10-76h, inclusive, and who need early intervention services because such children are:
- (A) Experiencing a significant developmental delay as measured by standardized diagnostic instruments and procedures, including informed clinical opinion, in one or more of the following areas: (i) Cognitive development; (ii) physical development, including vision or hearing; (iii) communication development; (iv) social or emotional development; or (v) adaptive skills; or
- (B) Diagnosed as having a physical or mental condition that has a high probability of resulting in developmental delay.
 - (5) "Evaluation" means a multidisciplinary professional, objective assessment conducted by appropriately qualified personnel in order to determine a child's eligibility for early intervention services.
 - (6) "Individualized family service plan" means a written plan for providing early intervention services to an eligible child and the child's family.
- 877 (7) "Lead agency" means the Office of Early Childhood, the public 878 agency responsible for the administration of the [birth-to-three] <u>birth-</u> 879 to-five system in collaboration with the participating agencies.
 - (8) "Parent" means (A) a biological, adoptive or foster parent of a child; (B) a guardian, except for the Commissioner of Children and Families; (C) an individual acting in the place of a biological or adoptive parent, including, but not limited to, a grandparent, stepparent, or other relative with whom the child lives; (D) an individual who is legally

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- (9) "Participating agencies" includes, but is not limited to, the Departments of Education, Social Services, Public Health, Children and Families and Developmental Services, the Office of Early Childhood, the Insurance Department and the Department of Aging and Disability Services.
- 892 (10) "Qualified personnel" means persons who meet the standards 893 specified in 34 CFR Part 303.31, as from time to time amended, and who 894 are licensed physicians or psychologists or persons holding a state-895 approved or recognized license, certificate or registration in one or more 896 of the following fields: (A) Special education, including teaching of the 897 blind and the deaf; (B) speech and language pathology and audiology; 898 (C) occupational therapy; (D) physical therapy; (E) social work; (F) 899 nursing; (G) dietary or nutritional counseling; and (H) other fields 900 designated by the commissioner that meet requirements that apply to 901 the area in which the person is providing early intervention services, 902 provided there is no conflict with existing professional licensing, 903 certification and registration requirements.
 - (11) "Service coordinator" means a person carrying out service coordination services, as defined in 34 CFR Part 303.34, as from time to time amended.
- 907 (12) "Primary care provider" means physicians and advanced practice 908 registered nurses, licensed by the Department of Public Health, who are 909 responsible for performing or directly supervising the primary care 910 services for children enrolled in the [birth-to-three] birth-to-five 911 program.
- 912 Sec. 27. Section 17a-248a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):
- The [birth-to-three] birth-to-five program established pursuant to

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section <u>25 of this act and</u> 17a-248b, as amended by this act, shall not be considered a humane institution, as defined in section 17b-222.

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Sec. 28. Section 17a-248b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):

(a) The lead agency shall establish a State Interagency [Birth-to-Three] Birth-to-Five Coordinating Council and shall provide staff assistance and other resources to the council. The council shall consist of the following members, appointed by the Governor: (1) Parents, including minority parents, of children with disabilities twelve years of age or younger, with knowledge of, or experience with, programs for children with disabilities from birth to [thirty-six months] five years of age, the total number of whom shall equal not less than twenty per cent of the total membership of the council, and at least one of whom shall be a parent of a child six years of age or younger, with a disability; (2) two members of the General Assembly at the time of their appointment, one of whom shall be designated by the speaker of the House of Representatives and one of whom shall be designated by the president pro tempore of the Senate; (3) one person involved in the training of personnel who provide early intervention services; (4) one person who is a member of the American Academy of Pediatrics; (5) the state coordinator of education for homeless children and youth, the state coordinator for early childhood special education and one person from each of the participating agencies, except the Department of Education, who shall be designated by the commissioner or executive director of the participating agency and who have authority to engage in policy planning and implementation on behalf of the participating agency; (6) public or private providers of early intervention services, the total number of whom shall equal not less than twenty per cent of the total membership of the council; and (7) a representative of a Head Start program or agency. The Governor shall designate the chairperson of the council who shall not be the designee of the lead agency.

(b) The Governor shall appoint all members of the council for terms

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of three years. No appointed member of the council may serve more than two consecutive terms, except a member may continue to serve until a successor is appointed.

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- (c) The council shall meet at least quarterly and shall provide public notice of its meetings, which shall be open and accessible to the general public. Special meetings may be called by the chairperson and shall be called at the request of the commissioner.
- (d) Council members who are parents of children with disabilities shall be reimbursed for reasonable and necessary expenses incurred in the performance of their duties under this section.
- (e) The council shall: (1) Assist the lead agency in the effective performance of the lead agency's responsibilities under section 17a-248, as amended by this act, this section and sections 17a-248c to 17a-248g, inclusive, as amended by this act, 38a-490a, as amended by this act, and 38a-516a, as amended by this act, including identifying the sources of fiscal support for early intervention services and programs, assignment of financial responsibility to the appropriate agency, promotion of interagency agreements and preparing applications and amendments required pursuant to federal law; (2) advise and assist the commissioner and other participating agencies in the development of standards and procedures pursuant to said sections; (3) advise and assist the commissioner and the Commissioner of Education regarding the transition of children with disabilities to services provided under sections 10-76a to 10-76h, inclusive; (4) advise and assist the commissioner in identifying barriers that impede timely and effective service delivery, including advice and assistance with regard to interagency disputes; and (5) prepare and submit an annual report in accordance with section 11-4a to the Governor and the General Assembly on the status of the [birth-to-three] birth-to-five system. At least thirty days prior to the commissioner's final approval of rules and regulations pursuant to section 17a-248, as amended by this act, this section, sections 17a-248c to 17a-248g, inclusive, as amended by this act,

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- Sec. 29. Subsection (a) of section 17a-248c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):
- (a) The commissioner may establish one local interagency coordinating council in each region of the state. Each council shall consist of five or more individuals interested in the welfare of children ages birth to [three] five years with disabilities or developmental delays.
- 999 Sec. 30. Section 17a-248d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):
 - (a) The lead agency, in coordination with the participating agencies and in consultation with the council, shall establish and maintain a statewide birth-to-three system of early intervention services pursuant to Part C of the Individuals with Disabilities Education Act, 20 USC 1431 et seq., for eligible children and families of such children, and, on and after July 1, 2022, expand the provision of such services to children who are four and five years of age in accordance with section 25 of this act.
 - (b) The state-wide system shall include a system for compiling data on the number of eligible children in the state in need of appropriate

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- (c) The state-wide system shall include a comprehensive child-find system and public awareness program to ensure that eligible children are identified, located, referred to the system and evaluated. The following persons and entities, as soon as possible but not later than seven calendar days after identifying a child from birth to [three] five years of age suspected of having a developmental delay or of being at risk of having a developmental delay, shall refer the parent of such child to the early intervention system unless the person knows the child has already been referred: (1) Hospitals; (2) child health care providers; (3) local school districts; (4) public health facilities; (5) early intervention service providers; (6) participating agencies; and (7) such other social service and health care agencies and providers as the commissioner specifies in regulation.
- (d) The commissioner, in coordination with the participating agencies and in consultation with the council, shall adopt regulations, pursuant to chapter 54, to carry out the provisions of section 17a-248, as amended by this act, and sections 17a-248b to 17a-248g, inclusive, as amended by this act, 38a-490a, as amended by this act, and 38a-516a, as amended by this act.
- (e) The state-wide system shall include a system for required notification to any local or regional school board of education no later than January first of each year of any child who resides in the local or regional school district, participates in the state-wide program and will attain the age of three during the next fiscal year. Such system of notification shall include provisions for preserving the confidentiality of such child and of the parent or guardian of such child.
- Sec. 31. Subsection (d) of section 17a-248e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):

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- 1052 Sec. 32. Section 17a-248g of the general statutes is repealed and the 1053 following is substituted in lieu thereof (*Effective July 1, 2022*):
- 1054 (a) Subject to the provisions of this section, funds appropriated to the 1055 lead agency for purposes of section 17a-248, as amended by this act, 1056 sections 17a-248b to 17a-248f, inclusive, this section and sections 38a-1057 490a, as amended by this act, and 38a-516a, as amended by this act, shall not be used to satisfy a financial commitment for services that would 1059 have been paid from another public or private source but for the 1060 enactment of said sections, except for federal funds available pursuant to Part C of the Individuals with Disabilities Education Act, 20 USC 1431 1062 et seq., except that whenever considered necessary to prevent the delay 1063 in the receipt of appropriate early intervention services by the eligible 1064 child or family in a timely fashion, funds provided under said sections 1065 may be used to pay the service provider pending reimbursement from the public or private source that has ultimate responsibility for the 1067 payment.
 - (b) Nothing in section 17a-248, as amended by this act, sections 17a-248b to 17a-248f, inclusive, as amended by this act, this section and sections 38a-490a, as amended by this act, and 38a-516a, as amended by this act, shall be construed to permit the Department of Social Services or any other state agency to reduce medical assistance pursuant to this chapter or other assistance or services available to eligible children.

LCO No. 4232 **34** of 49 Notwithstanding any provision of the general statutes, costs incurred for early intervention services that otherwise qualify as medical assistance that are furnished to an eligible child who is also eligible for benefits pursuant to this chapter shall be considered medical assistance for purposes of payments to providers and state reimbursement to the extent that federal financial participation is available for such services.

- (c) Providers of early intervention services shall, in the first instance and where applicable, seek payment from all third-party payers prior to claiming payment from the [birth-to-three] birth-to-five system for services rendered to eligible children, provided, for the purpose of seeking payment from the Medicaid program or from other third-party payers as agreed upon by the provider, the obligation to seek payment shall not apply to a payment from a third-party payer who is not prohibited from applying such payment, and who will apply such payment, to an annual or lifetime limit specified in the third-party payer's policy or contract.
- (d) The commissioner, in consultation with the Office of Policy and Management and the Insurance Commissioner, shall adopt regulations, pursuant to chapter 54, providing public reimbursement for deductibles and copayments imposed under an insurance policy or health benefit plan to the extent that such deductibles and copayments are applicable to early intervention services.
- (e) [The commissioner shall establish and periodically revise, in accordance with this section, a schedule of fees based on a sliding scale for early intervention services. The schedule of fees shall consider the cost of such services relative to the financial resources of the state and the parents or legal guardians of eligible children, provided that on and after October 6, 2009, the commissioner shall (1) charge fees to such parents or legal guardians that are sixty per cent greater than the amount of the fees charged on the date prior to October 6, 2009; and (2) charge fees for all services provided, including those services provided in the first two months following the enrollment of a child in the

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program. Fees may be charged to any such parent or guardian, regardless of income, and shall be charged to any such parent or guardian with a gross annual family income of forty-five thousand dollars or more, except that no fee may be charged to the parent or guardian of a child who is eligible for Medicaid. Notwithstanding the provisions of subdivision (8) of section 17a-248, as used in this subsection, "parent" means the biological or adoptive parent or legal guardian of any child receiving early intervention services. The lead agency may assign its right to collect fees to a designee or provider participating in the early intervention program and providing services to a recipient in order to assist the provider in obtaining payment for such services. The commissioner may implement procedures for the collection of the schedule of fees while in the process of adopting or amending such criteria in regulation, provided the commissioner posts notice of intention to adopt or amend the regulations on the eRegulations System, established pursuant to section 4-173b, within twenty days of implementing the policy. Such collection procedures and schedule of fees shall be valid until the time the final regulations or amendments are effective] The commissioner shall not charge a fee for early intervention services to the parents or legal guardians of eligible children.

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- (f) [The] With respect to early intervention services rendered prior to July 1, 2022, the commissioner shall develop and implement procedures to hold a recipient harmless for the impact of pursuit of payment for [early intervention] such services against lifetime insurance limits.
- (g) Notwithstanding any provision of title 38a relating to the permissible exclusion of payments for services under governmental programs, no such exclusion shall apply with respect to payments made pursuant to section 17a-248, as amended by this act, sections 17a-248b to 17a-248f, inclusive, this section and sections 38a-490a, as amended by this act, and 38a-516a, as amended by this act. Except as provided in this subsection, nothing in this section shall increase or enhance coverages provided for within an insurance contract subject to the provisions of

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- section 10-94f, subsection (a) of section 10-94g, subsection (a) of section
- 17a-219b, subsection (a) of section 17a-219c, as amended by this act,
- sections 17a-248, <u>as amended by this act</u>, 17a-248b to 17a-248f, inclusive,
- as amended by this act, this section, and sections 38a-490a, as amended
- by this act, and 38a-516a, as amended by this act.
- Sec. 33. Section 17a-248h of the general statutes is repealed and the
- following is substituted in lieu thereof (*Effective July 1, 2022*):
- The [birth-to-three] <u>birth-to-five</u> program, established under section
- 1147 25 of this act and section 17a-248b, as amended by this act, and
- administered by the Office of Early Childhood, shall provide mental
- 1149 health services to any child eligible for early intervention services
- pursuant to Part C of the Individuals with Disabilities Education Act, 20
- 1151 USC 1431 et seq., as amended from time to time and in accordance with
- the plan developed pursuant to section 25 of this act. Any child not
- eligible for services under said act shall be referred by the program to a
- licensed mental health care provider for evaluation and treatment, as
- 1155 needed.

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- 1156 Sec. 34. Subsection (a) of section 17a-248i of the general statutes is
- repealed and the following is substituted in lieu thereof (*Effective July 1*,
- 1158 2022):
- (a) [Not later than October 1, 2015] On and after July 1, 2022, the
- 1160 Commissioner of Early Childhood shall require, as part of the [birth-to-
- three <u>birth-to-five</u> program established under section <u>25 of this act and</u>
- 17a-248b, as amended by this act, that the parent or guardian of a child
- who is (1) receiving services under the [birth-to-three] birth-to-five
- 1164 program, and (2) exhibiting delayed speech, language or hearing
- development, be notified of the availability of hearing testing for such
- 1166 child. Such notification may include, but need not be limited to,
- information regarding (A) the benefits of hearing testing for children,
- 1168 (B) the resources available to the parent or guardian for hearing testing
- and treatment, and (C) any financial assistance that may be available for
- 1170 such testing.

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Sec. 35. Subsection (g) of section 10-145d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):

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- (g) For the purposes of issuance of certificates, permits and authorizations by the State Board of Education under the provisions of sections 10-1440 to 10-149, inclusive, teaching experience in approved nonpublic schools shall include teaching experience in [birth-to-three] birth-to-five programs approved by the Department of Developmental Services.
- Sec. 36. Subdivision (26) of subsection (b) of section 10-500 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):
- 1183 (26) Promoting the delivery of services to infants, [and] toddlers <u>and</u> 1184 <u>young children</u> to ensure optimal health, safety and learning of children 1185 from birth to [three] <u>five</u> years of age.
- Sec. 37. Subdivision (5) of subsection (b) of section 17a-22gg of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):
- 1189 (5) One representing the [birth-to-three] <u>birth-to-five</u> program established under section 17a-248b, <u>as amended by this act;</u>
- Sec. 38. Subdivision (29) of subsection (g) of section 17a-28 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):
 - (29) The [birth-to-three] <u>birth-to-five</u> program's referral intake office for the purpose of (A) determining eligibility of, (B) facilitating enrollment for, and (C) providing services to (i) substantiated victims of child abuse and neglect with suspected developmental delays, and (ii) newborns impacted by withdrawal symptoms resulting from prenatal drug exposure; and

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Sec. 39. Section 17a-106e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):

- (a) (1) On and after October 1, 2013, the Department of Children and Families shall, within available appropriations, ensure that each child thirty-six months of age or younger who has been substantiated as a victim of abuse or neglect is screened for both developmental and social-emotional delays using validated assessment tools such as the Ages and Stages and the Ages and Stages-Social/Emotional Questionnaires, or their equivalents. The department shall ensure that such screenings are administered to any such child twice annually, unless such child has been found to be eligible for the [birth-to-three] birth-to-five program, established under section 17a-248b, as amended by this act.
- (2) On and after July 1, 2015, the department shall ensure that each child thirty-six months of age or younger who is being served through the department's family assessment response program, established under section 17a-101g, is screened for both developmental and social-emotional delays using validated assessment tools such as the Ages and Stages and the Ages and Stages-Social/Emotional Questionnaires, or their equivalents, unless such child has been found to be eligible for the [birth-to-three] birth-to-five program.
- (b) The department shall refer any child exhibiting developmental or social-emotional delays pursuant to such screenings to the [birth-to-three] <u>birth-to-five</u> program. The department shall refer any child who is not found eligible for services under the [birth-to-three] <u>birth-to-five</u> program to the Help Me Grow prevention program under the Office of Early Childhood, pursuant to section 17b-751d, or a similar program that the department deems appropriate.
- (c) Not later than July 1, 2014, and annually thereafter, the department shall submit, in accordance with the provisions of section 11-4a, a report to the joint standing committee of the General Assembly having cognizance of matters relating to children for inclusion in the annual report card prepared pursuant to section 2-53m on the status of

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the screening and referral program authorized pursuant to subsection (a) of this section. Such report shall include: (1) The number of children thirty-six months of age or younger within the state who have been substantiated as victims of abuse or neglect within the preceding twelve months; (2) the number of children thirty-six months of age or younger within the state who have been served through the department's family assessment response program within the preceding twelve months; (3) the number of children who were screened for developmental and social-emotional delays pursuant to subsection (a) of this section by the department or by a provider contracted by the department within the preceding twelve months; (4) the number of children in subdivisions (1) and (2) of this subsection referred for evaluation under the [birth-tothree] birth-to-five program within the preceding twelve months, the number of such children actually evaluated under such program, the number of such children found eligible for services under such program and the services for which such children were found eligible under such program; and (5) the number of children described in subdivisions (1) and (2) of this subsection receiving evidence-based developmental support services through the [birth-to-three] birth-to-five program or through a provider contracted by the department within the preceding twelve months.

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Sec. 40. Subsection (a) of section 17a-219c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):

(a) There is established a Family Support Council to assist the Department of Developmental Services and other state agencies that administer or fund family support services to act in concert and, within available appropriations, to (1) establish a comprehensive, coordinated system of family support services, (2) use existing state and other resources efficiently and effectively as appropriate for such services, (3) identify and address services that are needed for families of children with disabilities, and (4) promote state-wide availability of such services. The council shall consist of twenty-six voting members

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1265 including the Commissioners of Public Health, Developmental Services, 1266 Children and Families, Education and Social Services, or their 1267 designees, the Child Advocate or the Child Advocate's designee, the 1268 chairperson of the State Interagency [Birth-to-Three] Birth-to-Five 1269 Coordinating Council, established pursuant to section 17a-248b, or the 1270 chairperson's designee, the executive director of the Commission on 1271 Women, Children, Seniors, Equity and Opportunity, or the executive 1272 director's designee, and family members of, or individuals who 1273 advocate for, children with disabilities. The family members or 1274 individuals who advocate for children with disabilities shall comprise 1275 two-thirds of the council and shall be appointed as follows: Six by the 1276 Governor, three by the president pro tempore of the Senate, two by the 1277 majority leader of the Senate, one by the minority leader of the Senate, 1278 three by the speaker of the House of Representatives, two by the 1279 majority leader of the House of Representatives and one by the minority 1280 leader of the House of Representatives. All appointed members serving 1281 on or after October 5, 2009, including members appointed prior to 1282 October 5, 2009, shall serve in accordance with the provisions of section 1283 4-1a. Members serving on or after October 5, 2009, including members 1284 appointed prior to October 5, 2009, shall serve no more than eight 1285 consecutive years on the council. The council shall meet at least 1286 quarterly and shall select its own chairperson. Council members shall 1287 serve without compensation but shall be reimbursed for necessary 1288 expenses incurred. The costs of administering the council shall be within 1289 available appropriations in accordance with this section and sections 1290 17a-219a and 17a-219b.

Sec. 41. Subsection (d) of section 19a-110 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):

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(d) The director of health of the town, city, borough or district shall provide or cause to be provided, to the parent or guardian of a child who is (1) known to have a confirmed venous blood lead level of five micrograms per deciliter of blood or more, or (2) the subject of a report

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by an institution or clinical laboratory, pursuant to subsection (a) of this section, with information describing the dangers of lead poisoning, precautions to reduce the risk of lead poisoning, information about potential eligibility for services for children from birth to [three] five years of age pursuant to sections 17a-248 to 17a-248g, inclusive, as amended by this act, and laws and regulations concerning lead abatement. The director of health need only provide, or cause to be provided, such information to such parent or guardian on one occasion after receipt of an initial report of an abnormal blood lead level as described in subdivisions (1) and (2) of this subsection. Such information shall be developed by the Department of Public Health and provided to each local and district director of health. With respect to the child reported, the director shall conduct an on-site inspection to identify the source of the lead causing a confirmed venous blood lead level equal to or greater than fifteen micrograms per deciliter but less than twenty micrograms per deciliter in two tests taken at least three months apart and order remediation of such sources by the appropriate persons responsible for the conditions at such source. On and after January 1, 2012, if one per cent or more of children in this state under the age of six report blood lead levels equal to or greater than ten micrograms per deciliter, the director shall conduct such on-site inspection and order such remediation for any child having a confirmed venous blood lead level equal to or greater than ten micrograms per deciliter in two tests taken at least three months apart.

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Sec. 42. Subsection (a) of section 38a-490a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):

(a) Each individual health insurance policy providing coverage of the type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 delivered, issued for delivery, renewed, amended or continued in this state shall provide coverage for medically necessary early intervention services provided as part of an individualized family service plan pursuant to section 17a-248e, as amended by this act. Such policy shall

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- 1331 provide coverage for such services provided by qualified personnel, as 1332 defined in section 17a-248, as amended by this act, for a child from birth 1333 until the child's [third] <u>fifth</u> birthday.
- 1334 Sec. 43. Subsection (a) of section 38a-516a of the general statutes is 1335 repealed and the following is substituted in lieu thereof (Effective July 1, 1336 2022):

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- (a) Each group health insurance policy providing coverage of the type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 delivered, issued for delivery, renewed, amended or continued in this state shall provide coverage for medically necessary early intervention services provided as part of an individualized family service plan pursuant to section 17a-248e, as amended by this act. Such policy shall provide coverage for such services provided by qualified personnel, as defined in section 17a-248, as amended by this act, for a child from birth until the child's [third] fifth birthday.
- 1346 Sec. 44. (NEW) (Effective July 1, 2021) (a) As used in this section:
 - (1) "Broadband Internet access service" means a mass-market retail service by wire or radio that provides the capability to transmit data to and receive data from all or substantially all Internet endpoints, including any capabilities that are incidental to and enable the operation of the communications service, but excluding dial-up Internet access service; and
 - (2) "Wi-Fi hotspot" means a wireless access point that provides the capability to transmit data to and receive data from all or substantially all Internet endpoints, including any capabilities that are incidental to and enable the operation of the communications service, but excluding dial-up Internet access service.
 - (b) Not later than September 1, 2021, the Commissioner of Education shall establish an Internet access grant program. Such program shall award grants to local and regional boards of education to purchase

LCO No. 4232 43 of 49 broadband Internet access service or Wi-Fi hotspots for the purpose of providing students, educators and staff with reliable Internet access during school sessions that are conducted on a virtual platform or as part of a remote learning model. The commissioner shall prioritize the awarding of grants under this section to a local or regional board of education for (1) a town designated as an alliance district pursuant to section 10-262u of the general statutes, (2) a school district in which a high percentage of students are eligible for free and reduced priced lunches, and (3) a school district in which a high percentage of students lack Internet access as shown by the last official United States census.

- (c) A local or regional board of education that is conducting school sessions on a virtual platform or as part of a remote learning model shall submit an application to the Commissioner of Education in the manner and form prescribed by the commissioner, which shall include, but not be limited to: (1) The amount of funds requested, (2) the plan and timeline for the purchase of broadband Internet access service or Wi-Fi hotspots, (3) the number of students who lack Internet access and how the board determined such number, and (4) any other information deemed necessary by the commissioner.
- (d) Not later than January 1, 2023, and annually thereafter, the Commissioner of Education shall submit a report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committees of the General Assembly having cognizance of matters relating to education and children regarding the grants awarded pursuant to the Internet access grant program.
- Sec. 45. (Effective from passage) (a) There is established a task force to study the comprehensive needs of children in the state and the extent to which such needs are being met by educators, community members and local and state agencies. The task force shall (1) assess the needs of children using the following tenets of the whole child initiative developed by the Association for Supervision and Curriculum Development: (A) Each student enters school healthy and learns about

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- (b) The task force shall consist of the following members:
- (1) Two appointed by the speaker of the House of Representatives, one of whom is an educator employed by a local or regional board of education and one of whom is a parent of a child who attends school in the state;
- (2) Two appointed by the president pro tempore of the Senate, one of whom has expertise in early childhood education and one of whom is a parent of a child who attends an early childhood education program in the state;
- 1416 (3) One appointed by the majority leader of the House of 1417 Representatives, who is a school administrator employed by a local or 1418 regional board of education;
- 1419 (4) One appointed by the majority leader of the Senate, who is a chairperson of a local or regional board of education;
- 1421 (5) One appointed by the minority leader of the House of 1422 Representatives, who is a director or employee of a private nonprofit

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(g) Not later than January 1, 2022, the task force shall submit a report

on its findings and recommendations to the joint standing committee of

the General Assembly having cognizance of matters relating to children,

in accordance with the provisions of section 11-4a of the general statutes.

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1452 The task force shall terminate on the date that it submits such report or 1453 January 1, 2022, whichever is later.

This act shall take effect as follows and shall amend the following			
sections:			
Section 1	July 1, 2021	New section	
Sec. 2	July 1, 2021	20-12b(a)	
Sec. 3	July 1, 2021	20-73b(a)	
Sec. 4	July 1, 2021	20-74h	
Sec. 5	July 1, 2021	New section	
Sec. 6	July 1, 2021	20-102ee(a)	
Sec. 7	July 1, 2021	20-185k(b)	
Sec. 8	July 1, 2021	20-195ttt(f)	
Sec. 9	July 1, 2021	20-206mm(d) and (e)	
Sec. 10	July 1, 2021	19a-14c	
Sec. 11	July 1, 2021	10-148a(a)	
Sec. 12	July 1, 2021	10-220a(b)	
Sec. 13	July 1, 2021	10-220(b)	
Sec. 14	July 1, 2021	10-221(f)	
Sec. 15	from passage	New section	
Sec. 16	from passage	New section	
Sec. 17	July 1, 2021	10-16	
Sec. 18	from passage	10-198b	
Sec. 19	July 1, 2021	New section	
Sec. 20	July 1, 2021	10-10a	
Sec. 21	July 1, 2021	10-220(c)	
Sec. 22	July 1, 2021	17a-10a	
Sec. 23	July 1, 2021	17a-103a	
Sec. 24	July 1, 2021	New section	
Sec. 25	July 1, 2021	New section	
Sec. 26	July 1, 2022	17a-248	
Sec. 27	July 1, 2022	17a-248a	
Sec. 28	July 1, 2022	17a-248b	
Sec. 29	July 1, 2022	17a-248c(a)	
Sec. 30	July 1, 2022	17a-248d	
Sec. 31	July 1, 2022	17a-248e(d)	
Sec. 32	July 1, 2022	17a-248g	
Sec. 33	July 1, 2022	17a-248h	
Sec. 34	July 1, 2022	17a-248i(a)	

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Sec. 35	July 1, 2022	10-145d(g)
Sec. 36	July 1, 2022	10-500(b)(26)
Sec. 37	July 1, 2022	17a-22gg(b)(5)
Sec. 38	July 1, 2022	17a-28(g)(29)
Sec. 39	July 1, 2022	17a-106e
Sec. 40	July 1, 2022	17a-219c(a)
Sec. 41	July 1, 2022	19a-110(d)
Sec. 42	July 1, 2022	38a-490a(a)
Sec. 43	July 1, 2022	38a-516a(a)
Sec. 44	July 1, 2021	New section
Sec. 45	from passage	New section

Statement of Purpose:

To (1) establish a youth suicide prevention training program, (2) require certain licensed health care professionals to complete mental health and suicide screening and prevention training, (3) permit minors to receive more than six outpatient mental health treatment sessions without the consent of a parent or guardian, (4) require local and regional boards of education to integrate the principles and practices of social-emotional learning into programs of professional development and statements of educational goals, (5) permit parents to attend parent-teacher conferences remotely, (6) require additional parent-teacher conferences during periods when a school district conducts school sessions remotely, (7) require the provision of information by teachers concerning safety, mental health and food insecurity during such conferences, (8) permit local and regional boards of education to provide instruction to high school students remotely and prohibit such boards from deeming absent a student who attends school remotely, (9) require local and regional boards of education to permit students to take up to four mental health wellness days per school year, (10) require the collection of adverse childhood experiences data by local and regional boards of education and the Department of Education, (11) require the Commissioner of Children and Families to provide children in the care and custody of the commissioner remote visitation opportunities in lieu of in-person visitation, in the event of a pandemic or outbreak of communicable disease, (12) require the Commissioner of Children and Families to develop a policy requiring the cessation of in-person visitation on a case-by-case basis in the event that such visitation could result in the contraction of a communicable disease by one or more participants, (13) expand the operation of the Department of Children and Families telephone Careline to accommodate the receipt and

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provision of information concerning child abuse and neglect by text message, (14) require the Commissioner of Children and Families to provide certain notice to parents and guardians in the event that the commissioner is considering removal of a child from the home, and the services of a translator, if necessary, during any meeting to discuss such removal, (15) require the Commissioner of Early Childhood to develop and implement a plan to expand the birth-to-three program to provide early intervention services to children five years of age and under and eliminate parent fees for such services, (16) require the Commissioner of Education to establish an Internet access grant program for local and regional boards of education to provide students, educators and staff with Internet access during school sessions that are conducted remotely, and (17) establish a task force to study the comprehensive needs of children in the state.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. LOONEY, 11th Dist.; SEN. DUFF, 25th Dist.

SEN. MCCRORY, 2nd Dist.; SEN. ANWAR, 3rd Dist. SEN. CASSANO, 4th Dist.; SEN. SLAP, 5th Dist. SEN. LESSER, 9th Dist.; SEN. WINFIELD, 10th Dist.

SEN. DAUGHERTY ABRAMS, 13th Dist.; SEN. CABRERA, 17th

Dist.

SEN. MOORE, 22nd Dist.; SEN. KUSHNER, 24th Dist. SEN. HASKELL, 26th Dist.; SEN. FLEXER, 29th Dist. SEN. KASSER, 36th Dist.; SEN. BRADLEY, 23rd Dist. REP. CONLEY, 40th Dist.; REP. SIMMS, 140th Dist. SEN. OSTEN, 19th Dist.; REP. TURCO, 27th Dist.

REP. MORRIN BELLO, 28th Dist.

S.B. 2

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